





57.3 acres lying within the W½NE¼ of Section 35, T. 25 N., R. 28 E.W.M. less County Road and Railroad Rights of Way AND 27.5 acres lying within S½ of Section 17, T. 25 N., R. 30 E.W.M. ALL in Grant County, Washington

On page 4 of the Report of Examination under the heading "SEPA" the paragraph reads; "The Board has reviewed the proposed project. This project is not subject to SEPA as the threshold set for changes to groundwater withdrawals has not been met." Ecology modifies this paragraph to read as follows: **The Board has reviewed the proposed project in its entirety. A water right application is subject to a SEPA threshold determination (i.e., an evaluation whether there are likely to be significant adverse environmental impacts) if any one of the following conditions are met.**

- It is a surface water right application for more than 1 cubic feet per second, unless that project is for agricultural irrigation, in which case the threshold is increased to 50 cubic feet per second, so long as that irrigation project will not receive public subsidies;
- It is a groundwater right application for more than 2,250 gallons per minute
- It is an application that, in combination with other water right application for the same project, collectively exceeds the amounts above;
- It is part of a larger proposal that is subject to SEPA for other reasons (e.g., the need to obtain other permits that are not exempt from SEPA);
- It is part of a series of exempt actions that, together, trigger the need to do a threshold determination, as defined under WAC 197-11-305

On page 4 and continued on page 5 of the Report of Examination under the heading "Public Interest" the last paragraph shall be deleted.

On page 5 of the Report of Examination under the heading "Tentative Determination" the third and fourth paragraph read as follows; "The certificate is valid as stands, subject to subsequent change actions by the Board and any Department administrative changes affecting development."

"Under the change request, the total amount of water withdrawal from the existing source cannot exceed the amount within the certificated water right. The change/transfer request must not exceed the existing water right limits; no enlargement of the water right is allowed." Ecology modifies these two paragraphs to read as follows: **The certificate is valid as stands, subject to subsequent change/transfer recommendations by the water conservancy board and subsequent orders/modifications issued by the Department of Ecology.**

**Under the change request, the total amount of water to be transferred from the existing source cannot exceed the amount of historical beneficial use under the water right. The change/transfer request cannot enlarge the water right.**

You have a right to appeal this action to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this document. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).



To appeal, you must do the following within 30 days of the date of receipt of this document:

- File your appeal and a copy of this document with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this document on Ecology in paper form - by mail or in person. (See addresses below.) Email is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW Suite 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

For additional information visit the Environmental Hearings Office Website:  
<http://www.eho.wa.gov> . To find laws and agency rules visit the Washington State  
Legislature Website: <http://www1.leg.wa.gov/CodeReviser>

DATED this 6th day of March, 2014, at Spokane, Washington.



Keith L. Stoffel  
Section Manager  
Water Resources Program  
Eastern Regional Office

KLS:HS:ka

Enclosure: Your Right to Be Heard

By Certified Mail 7011 3500 0001 8621 9419

cc: Grant County Water Conservancy Board



7011 3500 0001 8621 9419

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 PO BOX 953  
 COULEE CITY WA 99115

PS Form 3800, August 2006

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ISAAK LAND INCORPORATED  
 PO BOX 953  
 COULEE CITY WA 99115

2. Article Number

(Transfer from service)

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PS Form 3811, July 2013

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